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HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATIONATTORNEY DOCKET NO. 200310842-1**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor(s): Peter J. Fricke et al.

Confirmation No.: 5316

Application No.: 10/772,945

Examiner: NADAV, Ori

Filing Date: February 4, 2004

Group Art Unit: 2811

Title: Memory Array with Two-Terminal Crosspoints Using Silicon-Rich Insulator

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, April 10, 2008, rejecting the following claims 1, 3-6, 8-11, 16, 26-33, 38-41, 47-49 and 55-59

The fee for filing this Notice of Appeal is \$510.00 (37 CFR 41.20).

No Additional Fee Required. (complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

(a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

1st Month
\$120

2nd Month
\$460

3rd Month
\$1050

4th Month
\$1640

The extension fee has already been filed in this application

(b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 510.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450

Date of Deposit:

OR

I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300.

Date of facsimile: June 3, 2008

Typed Name: Rebecca B. SchowSignature: 

Respectfully submitted,

Peter J. Fricke et al.

By

Steven L. Nichols

Attorney/Agent for Applicant(s)

Reg No. : 40,326

Date : June 3, 2008

Telephone : 801-572-8066

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Rev 10/07 (NoteAppeal)

06/03/2008

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DUPLICATE

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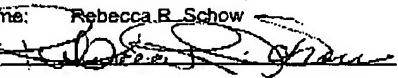
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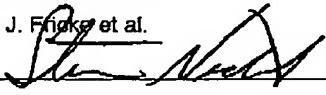
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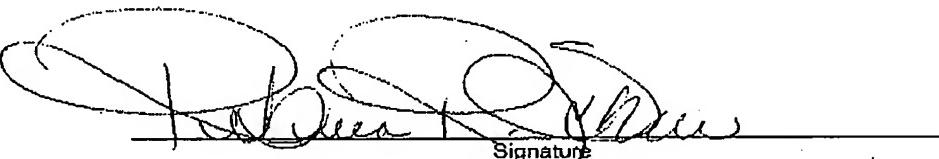
Application No.: 10/772,945

Attorney Docket No.: 200310842-1

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on June 3, 2008
Date



Signature

Rebecca R. Schow

Typed or printed name of person signing Certificate

Transmitted, herewith, are the following documents:

1. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences with Duplicate Copy (2 pages)
2. Certificate of Transmission (1 page)